GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – MA&UD Department – Allegation of misappropriation of amounts by producing forged challans for building applications - Prosecution orders issued against Sri B.Rama Rao, the then Junior Assistant, Kakinada Municipal Corporation – Charged Officer expired on 04.12.2021 - Further action abated – Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (VIG.I) DEPARTMENT

G.O.Rt.No.116 **Dated:17.02.2023.**

Read the following:-

1. From the Commissioner & Director of Municipal Administration, A.P., Hyderabad, letter Roc.No.9693/2005-E2, dated 23.05.2005.
2. Govt.Memo.No.15873/Vig.IV(1)/2005-4, Dated:23.11.2005.
3. From the Additional D.G., CID, Lr.No.2918/C1/C.23/CID/2005, Dated.04.07.2008.
4. G.O.Ms.No.84, MA&UD Department, Dated:06.02.2009.
5. Judgment, dated.31.05.2016 in C.C.No.1/2010 of the 11 Addl. Judicial Magistrate of First Class Court, Kakinada.
6. Judgment, dated.17.03.2020 in Criminal Appeal No.301/2016 of the Hon'ble IIIrd Addl Sessions Judge, Kakinada.
7. From the C&DMA., Guntur, Roc.No.4486452/2021/C2, Dated. 21.11.2022.

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O R D E R:

Whereas, it has been brought to the notice of the Government by the Commissioner & Director of Municipal Administration, A.P., Hyderabad that, Audit Officers noticed certain irregularities in Kakinada Municipal Corporation during Local Fund Audit inspections for the years 2004 & 2005, the Town Planning & Accounts Section staff have used / admitted forged challans which caused financial loss to the Municipal Corporation. In the reference 1st read above, the Commissioner & Director of Municipal Administration, A.P., Hyderabad requested the Government to cause detailed enquiry on the above irregularities taken place in Town Planning Section by the staff of Kakinada Municipal Corporation.

2. In the reference 2nd read above, the entire case was entrusted to CBCID for detailed enquiry in the matter. In the reference 3rd read above, the Addl.D.G., CID requested the Government to issue prosecution orders against the fifteen accused employees including Sri B.Ramarao, the then Junior Assistant, Kakinada Municipal Corporation.

3. In the reference 4th read above, the Government, after careful examination of the report of the CID., A.P., accorded sanction for prosecution of Sri Borra Rama Rao, the then Junior Assistant, Town Planning Section, Kakinada Municipal Corporation.

4. The Inspector of Police, CID, Rajamahendravaram filed Charge sheet against the employees of Kakindada Municipal Corporation in Crime No.7/2006 on emblazement of amount of Rs.26.68 lakhs through forged challans and

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registered the case as C.C.No.1/2010.The II Addl. Judicial Magistrate of First Class Court, Kakinada, delivered the judgemnet and convicted the employees as they found guilty for the offenses under Section 477-A, in the said CC.No.1/2010 vide reference 5th read above.

5. In the reference 6th read above, the Hon'ble III Addl. Sessions Judge in its judgment, dt.17.03.2020 in the criminal appeal filed by the employees, set aside the conviction and sentence orders passed against the above employees in Judgment, dt.31.05.2016 by the lower court.

6. In the reference 7th read above, the C&DMA., A.P., Guntur has stated that, Smt. Borra Ratnam, W/o. Borra Rama Rao, Senior Assistant, Municipal Corporation, Kakinada while enclosing a copy of the death certificate of (late) Borra Rama Rao, Senior Assistant, Municipal Corporation, Kakinda, informed that her husband expired on 04.12.2021 due to cancer while working as Senior Assistant in Kakinada Municipal Corporation and requested the Government to issue necessary orders duly the abating the charges against him, for taking necessary action in the matter.

7. Government, after careful examination of the matter, have decided to abate further action against Late (Sri) Sri B.Ramarao, the then Junior Assistant, Kakinada Municipal Corporation, as he expired on 04.12.2021, besides recovery of loss, if any, caused due to him, in terms of Rule 9 (7) of A.P. Revised Pension Rules, 1980.

8. Accordingly, Government hereby abate further action against Late (Sri) Sri B.Ramarao, the then Junior Assistant, Kakinada Municipal Corporation, as he expired on 04.12.2021, besides recovery of loss, if any, caused due to him, in terms of Rule 9 (7) of A.P. Revised Pension Rules, 1980.

9. The Commissioner & Director of Municipal Administration, A.P., Guntur shall take further necessary action in the matter accordingly.

10. The receipt of G.O., shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Y.SRILAKSHMI
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Legal Heir of Late (Sri) B.Ramarao, the then Junior Assistant,
Kakinada Municipal Corporation - **through** the C&DMA., A.P., Guntur.
The Commissioner & Director of Municipal Administration, A.P.,
Vaddeswaram, Guntur.

Copy to:
The Principal Accountant General (A&E), A.P., Vijayawada.
The Commissioner, Kakinada Municipal Corporation.

(Contd...3)

The Secretary to A.P.Vigilance Commission, 5th Block,
A.P. Secretariat, Velagapudi.
SF/SCs.

//FORWARDED BY ORDER //

SECTION OFFICER.